

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BRYSON SMITH,

Defendant.

8:23CR159

ORDER

A telephone status conference was held today. During the conference Defendant made an Unopposed Oral Motion to Continue the Telephone Status Conference to allow him additional time to investigate the matter and finish review of discovery documents. Based on the comments of counsel, the court finds the motion should be granted. Accordingly,

IT IS ORDERED:

- 1) Defendant's Unopposed Oral Motion to Continue the Telephone Status Conference is granted.
- 2) A telephonic status conference with counsel will be held before the undersigned magistrate judge at 10:30 a.m. on July 8, 2024.¹ The parties will use Restricted Order [83] for conference connection instructions.
- 3) In accordance with 18 U.S.C. § 3161(h)(7)(A), the Court finds that the ends of justice will be served by granting this motion and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between today's date and on July 8, 2024, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant this motion would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and the novelty and complexity of the case. The failure to grant this motion might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B). Failing to timely object to this order as provided under this court's local rules will be deemed a waiver of any right to later claim the time should not have been excluded under the Speedy Trial Act.

Dated this 16th day of May, 2024.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge

¹ The court informed the parties that a change of plea hearing could be held at this time in lieu of the status conference, if requested by the defendant.